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Jarje A. Walker

March 31, 200

Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No:

09/939.962

Applicant:

Michael B. Foster

Title:

METHOD OF OPTIMIZING GROWTH

HORMONE REPLACEMENT

Filed:

August 27, 2001

Art Unit:

1631

Examiner:

Ly

Conf. No.:

6989

Atty.Doc.:

RENAS-04

Cincinnati, Ohio 45202

March 31, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)(2)

Responsive to the Examiner's comments in the first Office Action, mailed January 9, 2004, and in accordance with the duty of candor and good faith imposed by 37 C.F.R. §1.56 and means of complying therewith according to 37 C.F.R. §§1.97 and 1.98, the references listed on the attached Form PTO-1449 are called to the attention of the Examiner in connection with the above-identified patent application. Copies of the cited references are enclosed. No representation is made that the cited art is the only art or that the cited art represents the best art.

04/05/2004 JADD01

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Page 1 of 2

The Examiner is urged to consider the cited references and to make an independent decision with respect to their materiality.

Each item of information set forth in the attached PTO-1449 was cited in the parent U.S. Patent Application Serial No. 09/838,968, filed April 20, 2001 (still pending). The present application is a Continuation-In-Part application of 09/838,968, claiming the benefit thereof under 35 U.S.C. § 120.

Applicant encloses a check in the amount of \$180.00 due with this submission. If any additional fees are necessary, the Commissioner may consider this to be a request for such and charge any necessary fees to Deposit Account 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

Beverly A. Lyman Reg. No. 41,961

2700 Carew Tower Cincinnati OH 45202 (513) 241-2324 (513) 421-7269 Facsimile

The PTO did not receive the following listed item(s) Albeck \$ 180.00

Sheet 1 (A) of 12 ATTY. DOCKET NO. SERIAL NO U.S. DEPARTMENT OF COMMERCE **SUBSTITUTE FORM PTO-1449** RENAS/04 09/939,962 PATENT AND TRADEMARK OFFICE (MODIFIED) INFORMATION DISCLOSURE **APPLICANT** Michael B. Foster STATEMENT BY APPLICANT GROUN **FILING DATE** (Use several sheets if necessary) August 27, 2001 1653 (37 CFR 1.98(b)) **U.S. PATENT DOCUMENTS** FILING DATE **ISSUE EXAMINER SUBCLASS** IF APPROPRIATE **PATENTEE CLASS** PATENT NUMBER DATE INITIAL 8 9 2 5 01/1999 Chien A.A A.B A.C A.D A.E A.F A.GA.H I.A A.J A.K FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS TRANSLATION **PUBLICATION COUNTRY OR DOCUMENT SUBCLASS** (YES/NO) PATENT OFFICE **CLASS** NUMBER DATE A.L A.M A.N A.O A.P A.Q OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication) Scientific program and abstracts, Consultants Conference on Adult Growth Hormone Deficiency Genentech, Inc., San Francisco, CA, A.R 1998, 6-50. Amato et al., Body composition, bone metabolism, and heart structure and function in growth hormone (GH)-deficient adults before and A.S after GH replacement therapy at low doses, Journal of Clinical Endocrinology and Metabolism, Vol. 77, No. 6, 1993, 1671-1676. Andrews, Forever young Smart Money, 2000, 127-132. A.TDATE CONSIDERED **EXAMINER** 

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